

ORIGINAL

(36)
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|---|--|
| Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number | FOR COURT USE ONLY <div style="border: 1px solid black; padding: 5px; text-align: center;">FILED JAN 22 2010 CLERK U.S. BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA BY Deputy Clerk</div> |
| UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA | |
| In re: DFJ Italia, LTD. | CASE NUMBER 8:00-bk-12295-RK |
| | HEARING DATE: TIME: PLACE: |
| Debtor. | |

MOTION FOR ORDER RELEASING UNCLAIMED FUNDS

I, under penalty of perjury under the laws of the United States of America declare (or certify, verify, or state) that the following statements and information are true and correct:

1. I request an order releasing the total amount of \$ 6,882.20 which is the sum of all monies deposited with the court on the following date(s) December 2, 2009 on behalf of the creditor Jesse Bagley on claim number(s) 79
2. Please check and complete the applicable subparagraph(s) below:
 - a. I am the creditor named in paragraph 1.
 - b. I am an employee of the creditor named in paragraph 1 and my title is _____.
The creditor is still legally entitled to the monies and I am authorized by the creditor to this petition. Submit evidence establishing authority to act on behalf of creditor.
 - c. I am the creditor and have appointed _____ as my lawful attorney-in-fact who is duly authorized by the attached original power of attorney to file this motion.
 - d. Subparagraphs a, b, and c above do not apply, but I am entitled to payment of such monies because (submit evidence establishing basis for right to obtain payment).

(Continued on next page)

Motion for Order Releasing Unclaimed Funds - Page 2

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| | |
|------------------------|--------------------------------------|
| In re DFJ Italia, LTD. | CHAPTER _____ |
| | Debtor. CASE NUMBER 8:00-bk-12295-RK |

3. Please complete each of the following subparagraphs:

- a. The following is the creditor's address and phone number:

Jesse Bagley

294 Carefree Lane

Costa Mesa, CA 92627

- b. A brief history of the creditor (from the filing of the claim to the present) which includes, if applicable, identification of any sale of the company and the new and prior owner(s). Submit evidence establishing the sale of the company from the prior to the new owner(s):

I believe the payment was sent to my old business address
20371 Irvine Ave. #170, Santa Ana Heights, CA 92707
My company moved from that location three years ago to
a new location at 17800 Mitchell North, Irvine, CA
92614

4. I understand that, pursuant to 18 U.S.C. § 152, I may be fined or imprisoned, or both, if I have knowingly and fraudulently made any false statements in this document.

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In re DFJ Italia, LTD.

CHAPTER 7

Debtor.

CASE NUMBER 8:00-bk-12295-RK

(Corporate Seal

if applicable)

Creditor

Jesse Bagley

Type or Print Creditor's Name

Creditor's Address

294 Carefree Lane

Costa Mesa, CA

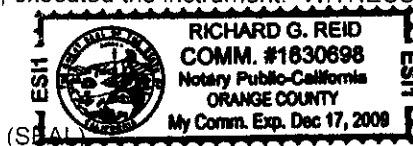
92627

STATE OF CALIFORNIA, COUNTY OF Orange

On 16 DEC 2009 before me, personally appeared (insert name and title of the signer)

JESSE BAGLEY

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. WITNESS my hand and official seal.



Notary Public

16 Dec 09

My commission expires on 17 DEC 2009

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Signature of Attorney/Attorney-in-Fact (if appointed)

Type or Print Name

Address

STATE OF CALIFORNIA, COUNTY OF _____

On _____ before me, personally appeared (*insert name and title of the signer*)

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. WITNESS my hand and official seal.

Notary Public

(SEAL)

My commission expires on _____

Presented by:

Motion for Order Releasing Unclaimed Funds - Page 5

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In re DFJ Italia, LTD.

CHAPTER 7

Debtor. CASE NUMBER 8:00-bk-12295-RK

PROOF OF SERVICE

I hereby certify under penalty of perjury under the laws of the United States of America that on 1/20/10, I mailed in a sealed envelope, with postage thereon fully prepaid, a fully completed true and correct copy of the document described as "Motion for Order Releasing Unclaimed Funds" to the United States Attorney, United States Trustee, and other persons and entities required to be served by Local Bankruptcy Rule 3011-1(b) and addressed as follows:

US Bankruptcy Court
255 E. Temple St.
Los Angeles, Ca 90012

US Attorney
411 West 4th Street, Suite 8000
Santa Ana, Ca 92701

US Trustee Office
411 West 4th Street, Suite 9041 Santa Ana, Ca 92701

Please insert the name and address of the trustee appointed in the case and the trustee's counsel, if any:

The Law Offices of Thomas H. Casey, inc.
22342 Avenida Empresa, Suite 260
Rancho Santa Margarita, Ca 92688

Jeffrey Golden
650 Town Center Drive, suite 950
Costa Mesa, Ca 92626

Please insert the name and address of the Debtor, Debtor in Possession, reorganized Debtor, or other fiduciary appointed to supervise the distribution of funds and assets of the estate (if not the claimant) and their counsel, if any:

DFJ Italia Limmited
18881 Von Karman Ave, Suite 220
Irvine, Ca 92612

If Movant is not the original creditor or an employee thereof, please insert the name and address of the original creditor and the creditor's counsel, if any:

Date

1.20.10

Signature


JESSE BAILEY

Type or Print Name

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| | |
|------------------------|------------------------------|
| In re DFJ Italia, LTD. | CHAPTER <u>7</u> |
| Debtor. | CASE NUMBER 8:00-bk-12295-RK |

PROOF OF SERVICE

I hereby certify under penalty of perjury under the laws of the United States of America that on _____ I mailed in a sealed envelope, with postage thereon fully prepaid, a fully completed true and correct copy of the document described as "Motion for Order Releasing Unclaimed Funds" to the United States Attorney, United States Trustee, and other persons and entities required to be served by Local Bankruptcy Rule 3011-1(b) and addressed as follows:

Please insert the name and address of the trustee appointed in the case and the trustee's counsel, if any:

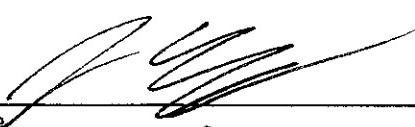
Please insert the name and address of the Debtor, Debtor in Possession, reorganized Debtor, or other fiduciary appointed to supervise the distribution of funds and assets of the estate (if not the claimant) and their counsel, if any:

If Movant is not the original creditor or an employee thereof, please insert the name and address of the original creditor and the creditor's counsel, if any:

Date

12/16/09

Signature


Jesse Pagley

Type or Print Name

CALIFORNIA

DRIVER LICENSE
B6528428

CLASS:C



JESSE DANIEL BAGLEY
294 CAREFREE LN
COSTA MESA CA 92627

SEX:M HAIR:BRN EYES:GRN
HT:6-01 WT:200 DR:02 12-7

RSTR: CORR LENS


07/24/2008 628 04 FD/13

1 Jesse Bagley
2 294 Carefree Lane
Costa Mesa, Ca 92627
2 Phone: 949-724-9444
Fax: 949-724-9449
3

4 United States Bankruptcy Court
Central District of California
5

6) Case No.:SA00-1295RK
7 Jesse Bagley,)
8 Plaintiff,) Motion for Reconsideration
9 vs.)
10 DFJ Italia, LTD)
11 Defendant)
12

13 I would like to submit a motion for reconsideration on the following case No: SA00-
14 1295RK against DFJ Italia. My motion for order to release unclaimed funds filed on
15 12/21/09 was denied on 1/6/10 due to proof of service being incomplete and no proof of
16 identification. Attached is revised proof of service showing the locations of which I
17 have send copies of this motion. I have also included a copy of my driver's license.
18 I would like to ask the court for reconsideration on this motion and reimburse of my
19 unclaimed funds. I have also attached a copy of the original motion for order release
20 of unclaimed funds and a copy of the order denial letter.

21
22 Dated this 1/20/10
23

24 294 Carefree Lane
Costa Mesa, Ca 92627
25 Jesse Bagley
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